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Attorneys for Defendant

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

|                              |   |                                    |
|------------------------------|---|------------------------------------|
| JASMIN GRAY,                 | ) | No. 08-3539 MHP                    |
|                              | ) |                                    |
| Plaintiff,                   | ) | STIPULATION TO VACATE PRETRIAL     |
|                              | ) | DATES; <del>[PROPOSED]</del> ORDER |
| v.                           | ) |                                    |
|                              | ) |                                    |
| JOHN E. POTTER, POSTMASTER   | ) |                                    |
| GENERAL OF THE UNITED STATES | ) |                                    |
|                              | ) |                                    |
| Defendant.                   | ) |                                    |

Subject to the approval of the Court, the parties hereby stipulate that the following pretrial dates are vacated: the April 20, 2009 deadline for filing cross-motions for summary judgment, and the May 4, 2009 hearing date for those motions. Those are the only pretrial dates currently on calendar and no trial date has been set. The parties are entering into this stipulation because they have reached agreement on the terms of a settlement to dismiss this case with

prejudice, thereby eliminating the need for the cross-motions.

DATED: April 17, 2009

By: /s/  
STEPHEN J. DUGGAN  
Attorney for Plaintiff

JOSEPH P. RUSSONIELLO  
United States Attorney

DATED: April 17, 2009

By: /s/  
NEILL T. TSENG  
Assistant United States Attorney  
Attorneys for Defendant

**PURSUANT TO STIPULATION, IT IS SO ORDERED:**

DATED: 4/21/2009

